

COMMON COUNCIL MEETING MINUTES

MONDAY, AUGUST 7, 2006 – 6:00 P.M.
COUNCIL CHAMBERS/CITY HALL/ONE CIVIC SQUARE

MEMBERS PRESENT:

Mayor James Brainard, Council President Richard L. Sharp, Council Members Kevin Kirby, Brian D. Mayo, Joseph C. Griffiths, Fredrick J. Glaser, Ronald E. Carter, Mark Rattermann, Clerk-Treasurer Diana L. Cordray and Deputy Clerk-Treasurer Lois Fine.

Mayor Brainard called the meeting to order at 6:00 p.m.

Pastor Jose Velasquez, Seventh Day Adventists Church, pronounced the Invocation.

Mayor Brainard led the pledge of allegiance.

RECOGNITION OF CITY EMPLOYEES AND OUTSTANDING CITIZENS:

There were none.

APPROVAL OF MINUTES:

Councilor Griffiths made a motion to approve the Minutes of the July 17, 2006 Regular Meeting. Councilor Glaser seconded. There was no Council discussion. Council President Sharp called for the question. The Minutes were approved 6-0 (Councilor Mayo abstained).

RECOGNITION OF PERSONS WHO WISH TO ADDRESS THE COUNCIL:

John Sullivan, 862 Enclave Circle, Carmel, Indiana 46032 (attachment 1), addressed the Council regarding Ordinance Z-493-06 (Gramercy PUD).

Dixie Packard, Clay Township Assessor, provided the Council an update on property tax assessment.

COUNCIL, MAYORAL AND CLERK-TREASURER COMMENTS/OBSERVATIONS:

Mayor Brainard addressed John Sullivan and Dixie Packard's comments. The Mayor referred to Curt Coonrod for a presentation to Council on "property tax trending" and the Carmel tax rate (attachment 2).

ACTION ON MAYORAL VETOES:

There were none.

CLAIMS:

Councilor Mayo made a motion to approve the claims in the amount of \$1,835,941.44. Councilor Griffiths seconded. There was no Council discussion. Council President Sharp called for the question. The claims were approved 7-0.

COMMITTEE REPORTS:

Councilor Rattermann reported that the Finance, Administration and Rules Committee had not met.

Councilor Glaser reported that the Land Use, Annexation and Economic Development Committee had not met. The next meeting will be held on Thursday, August 10, 2006 at 5:30 p.m.

Councilor Carter reported that the Parks, Recreation and Arts Committee had not met.

Councilor Kirby reported that the Utilities, Transportation and Public Safety Committee had not met.

OLD BUSINESS

Second Reading of Ordinance Z-493-06; An Ordinance of the Common Council of the City of Carmel, Indiana, Establishing the Gramercy Planned Unit Development District; Sponsor: Councilor Rattermann. (LAND USE COMMITTEE MEETING 8/10/06). This ordinance was not discussed.

Second Reading of Ordinance Z-495-06; An Ordinance of the Common Council of the City of Carmel, Indiana, Establishing the Aramore Planned Unit Development District; Sponsor: Councilor Rattermann. (LAND USE COMMITTEE MEETING 8/10/06). This ordinance was not discussed.

PUBLIC HEARINGS

Council President Sharp announced the **First Reading of Ordinance D-1815-06;** An Ordinance of the Common Council of the City of Carmel, Indiana, Providing for an Additional Appropriation of Funds from the Operating Balance of the City of Carmel MVH Fund (\$200,000 Street Dept – Paving). Councilor Kirby made a motion to move this item into business. Councilor Carter seconded. Councilor Kirby presented this item to Council. There was brief Council discussion. Council President Sharp opened the Public Hearing at 6:57 p.m. Seeing no one who wished to speak, Council President Sharp closed the Public Hearing at 6:57:30 p.m. Councilor Kirby made a motion to suspend the rules and not send this item to committee and vote this evening. Councilor Mayo seconded. There was no Council discussion. Council President Sharp called for the question on the motion. The motion was approved 7-0. There was no Council discussion. Councilor Kirby moved for approval of Ordinance D-1815-06. Councilor Mayo seconded. Council President Sharp called for the question. **Ordinance D-1815-06** was adopted 7-0.

Council President Sharp announced the **First Reading of Ordinance Z-494-06;** An Ordinance of the Common Council of the City of Carmel, Indiana, Rezoning of Brunson & Company, LLC Real Estate from R-3 (Residential) to B-5 (Business) Zoning Classification (1003 E. 106th Street, Indianapolis, IN 46280). Councilor Mayo made a motion to move this item into business. Councilor Griffiths seconded.

Councilor Carter presented this item to Council. Council President Sharp referred to the petitioner, Michael Godfrey, for clarification of the address for the rezone. Council President Sharp opened the Public Hearing at 7:02 p.m. Seeing no one who wished to speak, Council President Sharp closed the Public Hearing at 7:02:30 p.m. There was no Council discussion. Council President Sharp referred Ordinance Z-494-06 to the Land Use, Annexation and Economic Development Committee for further review and consideration.

NEW BUSINESS

Council President Sharp announced the **First Reading of Ordinance D-1814-06**; An Ordinance of the Common Council of the City of Carmel, Indiana, Supplementing and Amending Ordinance No. D-1735-04, Adopted by the Common Council on December 20, 2004, Authorizing the Issuance of Waterworks Revenue Bonds, and the Issuance of Bond Anticipation Notes for the Purpose of Financing the Construction of Additions and Improvements to the Carmel Waterworks (\$35,000,000). Councilor Kirby made a motion to move this item into business. Councilor Glaser seconded. Councilor Kirby referred to John Duffy, Director, Utilities, for a presentation to Council. There was no Council discussion. Council President Sharp referred Ordinance D-1814-06 to the Finance, Administration and Rules Committee for further review and consideration.

Council President Sharp announced the **First Reading of Ordinance D-1817-06**; An Ordinance of the Common Council of the City of Carmel, Indiana, Adopting and Adding Chapter 8, Article 5, Section 8-47(a)(29) to the Carmel City Code (No Parking Area). Councilor Mayo made a motion to move this item into business. Councilor Carter seconded. Councilor Carter presented this item to Council. There was brief Council discussion. Councilor Kirby made a motion to suspend the rules and not send this item to committee and vote this evening. Councilor Mayo seconded. Council President Sharp called for the question. The motion failed 6-1 (Councilor Rattermann opposed). Council President Sharp referred Ordinance D-1817-06 to the Finance, Administration and Rules Committee for further review and consideration.

Council President Sharp announced the **First Reading of Ordinance D-1818-06**; An Ordinance of the Common Council of the City of Carmel, Indiana, Establishing Meal Expense Advances, Adding Chapter 2, Article 3, Division III, Section 2-64 to the Carmel City Code (Meal Expense Advances). Councilor Glaser made a motion to move this item into business. Councilor Mayo seconded. Councilor Glaser referred to Clerk-Treasurer, Diana L. Cordray, for a presentation to Council. There was no Council discussion. Council President Sharp referred Ordinance D-1818-06 to the Finance, Administration and Rules Committee for further review and consideration.

Council President Sharp announced the **First Reading of Ordinance D-1819-06**; An Ordinance of the Common Council of the City of Carmel, Indiana, Amending Chapter 2, Article 3, Division III, Section 2-61 of the Carmel City Code (Reimbursement Policy for Travel and Related Expenses). Councilor Rattermann made a motion to move this item into business. Councilor Glaser seconded. There was no Council discussion. Council President Sharp referred Ordinance D-1819-06 to the Finance, Administration and Rules Committee for further review and consideration.

Council President Sharp announced the **First Reading of Ordinance D-1820-06**; An Ordinance of the Common Council of the City of Carmel, Indiana, Vacating a Portion of Public Right-Of-Way (Rangeline Road and City Center Drive, Parcel #5). Councilor Carter made a motion to move this item into business. Councilor Mayo seconded. Councilor Carter referred to Les Olds, Executive Director, Carmel Redevelopment Commission, for a presentation to Council. There was brief Council discussion. Les Olds referred to Ron Brown, General Council for Pedcor, 6035 Crows Nest, Indianapolis, Indiana, for clarification. Council President Sharp referred Ordinance D-1820-06 to the Utilities, Transportation and Public Safety Committee for further review and consideration.

Council President Sharp announced the **First Reading of Ordinance D-1821-06**; An Ordinance of the Common Council of the City of Carmel, Indiana, Vacating a Portion of Public Right-Of-Way (Rangeline Road and Main Street, Parcel #12). Councilor Mayo made a motion to move this item into business. Councilor Griffiths seconded. Councilor Carter referred to Les Olds, Executive Director, Carmel Redevelopment Commission, for a presentation to Council. There was brief Council discussion. Councilor Rattermann requested that Les Olds provide the Finance Committee with a new drawing outlining all of the alleys. Council President Sharp referred Ordinance D-1821-06 to the Utilities, Transportation and Public Safety Committee for further review and consideration.

Council President Sharp announced **Resolution CC-08-07-06-01**; A Resolution of the Common Council of the City of Carmel, Indiana, Continuing the City of Carmel Household Hazardous Waste Program. Councilor Kirby made a motion to move this item into business. Councilor Glaser seconded. Councilor Kirby referred to John Duffy, Director, Utilities, for a presentation to Council. There was brief Council discussion. Councilor Mayo moved for approval of Resolution CC-08-07-06-01. Councilor Rattermann seconded. Council President Sharp called for the question on the motion.
Resolution CC-08-07-06-01 was adopted 7-0.

OTHER BUSINESS

Second Reading of Ordinance D-1782-05; An Ordinance of the Common Council of the City of Carmel, Indiana to Vacate a Segment of Right-Of-Way for River Road; Sponsor: Councilor Glaser. TABLED 12/19/05. Councilor Glaser referred to John Duffy, Director, Utilities, for an update on the property at 106th & Gray Road. This item remains Tabled.

ANNOUNCEMENTS

There were none.

EXECUTION OF DOCUMENTS

Mayor Brainard adjourned the meeting at 7:30 p.m.

ADJOURNMENT

Respectfully submitted,

Clerk-Treasurer Diana L. Cordray, IAMC

Approved,

Mayor James Brainard

ATTEST:

Clerk-Treasurer Diana L. Cordray, IAMC